

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Public Services – Treasuries and Accounts Department – Kurnool District – Admission of Bills in excess of Budget and admission of Cheques in excess of Balances at Sub Treasury, Atmakur, Kurnool District –Disciplinary Action against Sri B.Abdul Gafoor, Assistant Accounts Officer (Retd.) - Imposed Punishment of withholding of 90% Pension Permanently and 100% D.C.R.G. Permanently – Modified Orders – issued

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FINANCE (ADMN.I) DEPARTMENT

G.O.Rt.No. 4638

dated 18.12.2012  
Read the following

1. G.O.Rt.No.370 Finance (Admn.I) Department, dt. 04.02.2006
2. A.P.A.T. O.A.No.1822 of 2006 filed by Sri B.AbdulGafoor, (Retd.) as Assistant Accounts Officer, dated 28.03.2006
3. Representation of B.AbdulGafoor AAO (Retd.) dt 01.11.2008
4. Govt. Memo.No.35803/280/A1/Admn.I/2008 dt.03.12.2008
5. Orders of Hon'ble APAT dt.06.11.2009 in O.A.No.1822 of 2006
6. DTA. Lr.No.KII(5)/4294/2000, dt. 06.02.2010
7. DTA. Lr.No.KII(5)/4294/2000, dt. 06.02.2012

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ORDER:

On the allegations made in newspaper, the ACB authorities raided the Sub Treasury, Atmakur and found out some irregularities consequently disciplinary action was initiated against Sri B. AbdulGafoor, AAO (Retd.) and others, after following due procedure.

2. In the reference 1<sup>st</sup> read above, Orders were issued imposing the punishment of withholding of 90% of pension and 100% of D.C.R.G permanently to Sri B.AbdulGafoor, AAO(Retd.) under Rule 9 of A.P. Revised Pension Rules 1980, besides recovery of pecuniary loss caused to Government to a tune of Rs.1,77,728/- with interest@ 10% p.a from the date of misappropriation till the date of recovery of the entire amount by invoking Revenue Recovery Act, 1884.

3. In the reference 2<sup>nd</sup> read above, Sri B.Abdul Gafoor, AAO(Retd.) filed O.A.No.1822 of 2006 in Hon'ble A.P.A.T. In the reference 5<sup>th</sup> read above, the Hon'ble A.P.A.Tin its Judgment date 06.11.2009 passed the following orders ;

“ ***The material placed in the OA and counter have been examined. It is clear that the charge memo has been issued by the Government in view of retirement of the applicant from service after sanction orders in accordance with Rule 9 of A.P. Revised Pension Rules and the enquiry has been conducted by following the rules and the enquiry officer held the charges are said to have been proved. With respect of the first charge, it is stated that an amount of Rs.1,37,728/- has been caused loss by the applicant in view of his misconduct, but it is seen that to the extent of Rs.1,17,728/- is the only loss caused the Government in view of the misconduct of the applicant and the other two charges are with respect to submission of the memos under the scheme under which cheques were sent excessive of the balance. The charges are not relating to misappropriation or mal administration of funds, they are only irregularities committed by the applicant because of which there was loss to the Government and the same has been recovered under the impugned order. In view of such recovery of loss caused to the Government neither it is misappropriation or mal administration of funds and the punishment 90% cut in pension permanently and 100% DCRG is excessive relating to the charge leveled against the applicant***

***In view of the above facts and circumstances to the extent of punishment of 90% cut in pension and withholding of 100% DCRG is being set aside and the matter is being remanded to the Government for passing appropriate orders, which shall commensurate with the charge, as they do not relate to misappropriation or mal administration of funds and the respondents shall consider to pass orders imposing a punishment which shall commensurate with the charge. Accordingly the OA is allowed VMA is dismissed No costs”.***

4. In the reference 6<sup>th</sup> read above, the Director of Treasuries and Accounts has recommended to review the quantum of punishment in respect of Sri B.AbdulGafoor, AAO(Retd.) and requested to issue orders as deemed fit.

5. Government after careful examination of the orders of Hon'ble A.P.A.T dated 06.11.2009 and keeping in view the report of the Director of Treasuries and accounts, A.P., Hyderabad vide 6<sup>th</sup> & 7<sup>th</sup> read above, here by order to modify the earlier punishment of withholding of 90% pension permanently and 100% D.C.R.G. permanently awarded in the reference 1<sup>st</sup> read above on Sri B. Abdul Gafoor, AAO (Retd.) Sub Treasury, Atmakur, Kurnool District besides recovery of pecuniary loss caused to Government to a tune of Rs.1,77,728/- with interest @ 10% p.a from the date of misappropriation by way of excess releases till the date of recovery of the entire amount and remitted to the Government account by invoking Revenue Recovery Act, 1884; to that of withholding 30% pension permanently. It is also ordered that no recovery is warranted as recovery is ordered to be made from Sri S.A. Shukur vide G.O.Rt.No. 2929 Finance (Admn.III) Department dated 04.07.2012.

6. The Director of Treasuries and accounts, A.P., Hyderabad shall take necessary action accordingly and serve this order on the individual and send the served copy with acknowledgment to the Government, at the earliest.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**Dr. D. SAMBASIVA RAO  
PRINCIPAL SECRETARY TO GOVERNMENT (FP)**

To

The individual (through the Director of Treasuries and accounts, A.P., Hyderabad)

Copy to:

The Director of Treasuries and accounts, A.P., Hyderabad

The A.P. Vigilance Commission, Hyderabad.

The Director General, Anti-Corruption Bureau, Hyderabad.

The Accountant General, A.P., Hyderabad.

PS To PFS(FP)

SF/SC

**// FORWARDED:: BY ORDER//**

**SECTION OFFICER**